



**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD OF PRESERVATION OF A FOOD PRODUCT AND COMPOSITION COMPRISING ONE OR MORE PHYTOSTEROLS AND/OR PHYTOSTANOLS USEFUL FOR THIS PURPOSE**

the specification of which

(check one) \_\_\_\_\_ is attached hereto.

X was filed on 02/06/2004 as  
Application Serial No. 10/772,416

I have reviewed and understand the contents of the above identified specification, including the claims. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application(s)**

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119
			Yes _____ No _____
			Yes _____ No _____

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Date of Filing	Status		
		<input type="checkbox"/> Patented	<input type="checkbox"/> Pending	<input type="checkbox"/> Abandoned
		<input type="checkbox"/> Patented	<input type="checkbox"/> Pending	<input type="checkbox"/> Abandoned <input type="checkbox"/> Pending

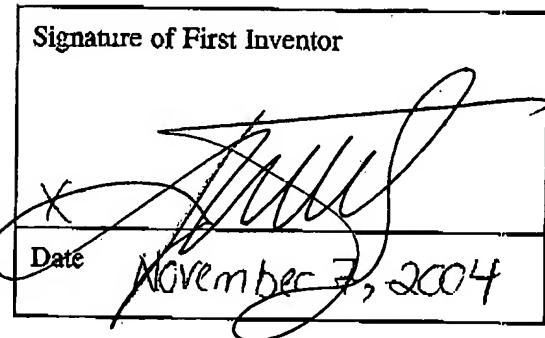
**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Susan M Ben-Oliel, Reg. No. 33,641

Send Correspondence to: <b>SUSAN M. BEN-OLIEL BARRISTER &amp; SOLICITOR/PATENT AGENT 2983 West 41 st Avenue VANCOUVER, B.C. V6N 3C8 CANADA</b>	Direct Telephone Calls to: (Name, Reg. No., telephone no.) Susan M. Ben-Oliel Reg. No. 33,641 ph: 604-254-5530
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Full Name of First Inventor	Last Name ZAWISTOWSKI	First Name JERZY	Middle Name or Initial	
Residence & Citizenship	City Port Moody	State/Foreign Country B.C., Canada	Country of Citizenship Canada	
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I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such wilful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of First Inventor	
	
Date	November 7, 2004